

**CORRECTED PERMIT**

**No. 72135**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JAN 20 2005

Returned to applicant for correction \_\_\_\_\_

Corrected application filed JAN 20 2005 under 72134

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The applicant **Circle Bar N Ranch, a Nevada Limited liability company** hereby makes application for permission to change the **Place of Use and Point of Diversion** of water heretofore appropriated under **Permit No. 30383 (Certificate No. 11206)**

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1. The source of water is **Underground**
2. The amount of water to be changed **3.3 c.f.s., but not to exceed 775.64 acre-feet annually**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **SE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 12, T13N, R25E, MDM., or at a Point from which the NE corner of said Section 12, bears N 58°33'17"E a distance of 4,355.45 feet.**
6. The existing permitted point of diversion is located within **NW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> Section 9, T13N, R26E, MDM or at a point from which the S<sup>1</sup>/<sub>4</sub> corner of said Section 9 bears S 11° 59' 27" W, a distance of 1683.05 feet.**
7. Proposed place of use **A portion of the SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, all of SE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> and SW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> Section 1 and NW<sup>1</sup>/<sub>4</sub>, W<sup>1</sup>/<sub>2</sub> NE<sup>1</sup>/<sub>4</sub>, W<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> and portions of the SE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> and NW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> of Section 12, T13N, R25E, MDM.**
8. Existing place of use **See Attached Exhibit "A" (Refer to Supporting Map Filed under Permit No. 30383)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled and cased well, equipped with motor, pump and distribution system to place of use.**
12. Estimated cost of works
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **10 years**

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15. Remarks:

By s/ Michael D Buschelman  
Michael D. Buschelman  
Post Office Box 51371  
Sparks, Nevada 89435

Compared gkl/sc dl/

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 30383, Certificate 11026, is issued subject to the terms and conditions imposed in said Permit 30383, Certificate 11026, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 72134 and 72135 shall not exceed 786.42 acre-feet per year and the total diversion rate of the permits shall not exceed 3.246 cubic feet per second.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

This permit for underground water is issued as a non-supplemental water supply to lands that may have a surface water right from the Walker River as set forth in the Walker River Decree C-125, or from storage water provided from the Walker River Irrigation District. The total diversion of water for irrigation from any and all sources shall not exceed the duty of water for this place of use as set forth in the Decree.

Permit 72134 and Permit 72135 are issued for the irrigation of 196.60 acres within the described place of use.

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(PERMIT TERMS CONTINUED)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.3 cubic feet per second, or 775.64 acre-feet per year, and not to exceed an annual duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

October 10, 2007

Proof of completion of work shall be filed on or before:

November 10, 2007

Water must be placed to beneficial use on or before:

October 10, 2009

Proof of the application of water to beneficial use shall be filed on or before:

November 10, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 31<sup>st</sup> day of March, A.D. 2008

Jason K. P.E.  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_ N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

*See Corrected Permit*

**No. 72135**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

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The applicant **Circle Bar N Ranch**, a Nevada Limited liability company hereby makes application for permission to change the **Place of Use and Point of Diversion** of water heretofore appropriated under **Permit No. 30383 (Certificate No. 11206)**

\*\*\*\*\*

1. The source of water is **Underground**
2. The amount of water to be changed **3.3 c.f.s., but not to exceed 775.64 acre-feet annually**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 12, T13N, R25E, MDM., or at a Point from which the NE corner of said Section 12, bears N 58°33'17"E a distance of 4,355.45 feet.**
6. The existing permitted point of diversion is located within **NW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 9, T13N, R26E, MDM or at a point from which the S $\frac{1}{4}$  corner of said Section 9 bears S 11° 59' 27" W, a distance of 1683.05 feet.**
7. Proposed place of use **A portion of the SW $\frac{1}{4}$  SW $\frac{1}{4}$ , all of SE $\frac{1}{4}$  SW $\frac{1}{4}$  and SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 1 and NW $\frac{1}{4}$ , W $\frac{1}{2}$  NE $\frac{1}{4}$ , W $\frac{1}{2}$  SE $\frac{1}{4}$ , NE $\frac{1}{4}$  SW $\frac{1}{4}$  and portions of the SE $\frac{1}{4}$  SW $\frac{1}{4}$  and NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 12, T13N, R25E, MDM.**
8. Existing place of use **See Attached Exhibit "A" (Refer to Supporting Map Filed under Permit No. 30383)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled and cased well, equipped with motor, pump and distribution system to place of use.**
12. Estimated cost of works
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **10 years**

15. Remarks:

By s/ Michael D Buschelman  
Michael D. Buschelman  
Post Office Box 51371  
Sparks, Nevada 89435

Compared gkl/sc lt/ gkl

Protested \_\_\_\_\_

\*\*\*\*\*

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 30383, Certificate 11026, is issued subject to the terms and conditions imposed in said Permit 30383, Certificate 11026, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 72134 and 72135 shall not exceed 788.44 acre-feet per year and the total diversion rate of the permits shall not exceed 3.44 cubic feet per second.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

This permit for underground water is issued as a non-supplemental water supply to lands that may have a surface water right from the Walker River as set forth in the Walker River Decree C-125, or from storage water provided from the Walker River Irrigation District. The total diversion of water for irrigation from any and all sources shall not exceed the duty of water for this place of use as set forth in the Decree.

Permit 72134 and Permit 72135 are issued for the irrigation of 197.11 acres within the described place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.3 cubic feet per second, or 775.64 acre-feet per year, and not to exceed an annual duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

October 10, 2007

Proof of completion of work shall be filed on or before:

November 10, 2007

Water must be placed to beneficial use on or before:

October 10, 2009

Proof of the application of water to beneficial use shall be filed on or before:

November 10, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 10<sup>th</sup> day of October, A.D. 2006

Tracy Taylor, P.E.  
State Engineer

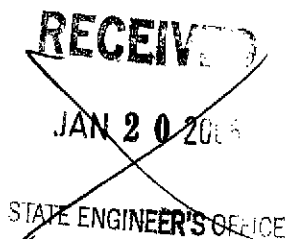
Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

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Exhibit A

## Permit No. 30383 Existing Place of Use:

31.24	acres in the NW1/4SE1/4, Section 9, T13N, R26E, MDM
39.42	" " SE1/4 NE1/4, " " "
41.31	" " NE1/4 SE1/4, " " "
40.71	" " SE1/4 SE1/4 " " "
41.23	" " NW1/4 SW1/4, Section 10, T.13N., R.26E., MDM
193.91	Acres Total